




TRANSMITTAL LETTER (General - Patent Pending)				Docket No. PU2222	
In Re Application Of: MAHAFFEY					
Application No. 10/709,902	Filing Date 6/4/04	Examiner S. PASSANITI	Customer No. 23454	Group Art Unit 3711	Confirmation No. 3901
Title: A GOLF CLUB HEAD WITH FACE INSERT					
<u>COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is: TERMINAL DISCLAIMER OVER 6,179,643					
In the above identified application.					
<input type="checkbox"/> No additional fee is required. <input type="checkbox"/> A check in the amount of _____ is attached. <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. 500303 as described below. <input checked="" type="checkbox"/> Charge the amount of \$ 110.00 <input checked="" type="checkbox"/> Credit any overpayment. <input checked="" type="checkbox"/> Charge any additional fee required. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
 Signature			Dated: June 1, 2005		
MICHAEL A. CATANIA REGISTRATION NO. 36474 CALLAWAY GOLF COMPANY 2180 RUTHERFORD ROAD CARLSBAD, CALIFORNIA 92008-7328 TEL: (760) 930-8493 FAX: (760) 930-5019 EMAIL: MIKECA@CALLAWAYGOLF.COM			I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on 6-1-05 (Date)  Signature of Person Mailing Correspondence Susan Glenn Typed or Printed Name of Person Mailing Correspondence		
cc:					

Best Available Copy

Terminal Disclaimer To Oblate A Double Patenting Rejection Over A Prior Patent				Docket No. PU2222	
In Re Application Of: MAHAFFEY					
Application No. 10/709,902	Filing Date 6/4/04	Examiner PASSANTTI, S.	Customer No. 23454	Group Art Unit 3711	Confirmation No. 39411
Invention: A GOLF CLUB HEAD WITH FACE INSERT					
Owner of Record: CALLAWAY GOLF COMPANY					
06/02/2005 SFELEKE1 00000049 500303 10709902 01 FC:1814 130.00 DA					
<u>COMMISSIONER FOR PATENTS:</u>					
<p>The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,179,643. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney of record.</p> <div style="margin-top: 10px;">  Dated: <u>June 1, 2005</u> </div> <div style="margin-top: 10px;"> <p style="text-align: center;">MICHAEL A. CATANIA</p> <p style="text-align: center;"><small>Typed or Printed Name</small></p> </div>					
<input checked="" type="checkbox"/> Terminal disclaimer fee under 37 C.F.R. 1.20(d) included. <input type="checkbox"/> PTO suggested wording for terminal disclaimer was unchanged. <input type="checkbox"/> Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.					

Best Available Copy

JUN-20-2005 MON 11:09 AM 987

FAX NO. 760 930 5019

RECEIVED
CENTRAL FAX CENTER
P. 01
JUN 20 2005

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
PU2222

In Re Application Of: **MAHAFFEY**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/709,902	6/4/04	S. PASSANTI	23454	3711	3901

Title: **A GOLF CLUB HEAD WITH FACE INSERT**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

CORRECTED TERMINAL DISCLAIMER OVER 6,719,643

RECEIVED
OIPE/AP

JUN 21 2005

in the above identified application.

- ☐ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **500303** as described below.
- ☒ Charge the amount of **\$110.00**
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Dated: *June 20, 2005*

MICHAEL A. CATANIA
REGISTRATION NO. 36474
CALLAWAY GOLF COMPANY
2180 RUTHERFORD ROAD
CARLSBAD, CALIFORNIA 92008-7328
TEL: (760) 930-8493
FAX: (760) 930-5019
EMAIL: MIKECA@CALLAWAYGOLF.COM

cc:

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" (37 CFR 1.53(a)) on <u>6-20-05</u>	
(Date)	<i>Susan Glenn</i>
Signature of Person Mailing Correspondence	
<i>Susan Glenn</i>	
Typed or Printed Name of Person Mailing Correspondence	

P164 25V03

PLEASE ENTER AMDT A/F - CORRECT TERMINAL DISCLAIMER
06-27-2005 (50)

AVOIDABLE COPY

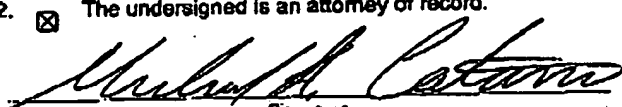
JUN-20-2005 MON 11:09 AM 987

FAX NO. 760 930 5019

RECEIVED
CENTRAL FAX CENTER

JUN 20 2005 P. 02

Available Copy

Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent					Docket No. PU2222	
In Re Application Of: MAHAFFEY						
Application No. 10/709,902	Filing Date 6/4/04	Examiner PASSANITI, S.	Customer No. 23454	Group Art Unit 3711	Confirmation No. 3901	
Invention: A GOLF CLUB HEAD WITH FACE INSERT						
Owner of Record: CALLAWAY GOLF COMPANY			06/21/2005 STEUNEL1 00000038 500303 10709902 01 FC:1814 130.00 DA			
COMMISSIONER FOR PATENTS:						
<p>The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,719,643. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney of record.</p> <p> Signature</p> <p>Dated: June 20, 2005</p> <p>MICHAEL A. CATANIA Typed or Printed Name</p> <p><input checked="" type="checkbox"/> Terminal disclaimer fee under 37 C.F.R. 1.20(d) included. <input checked="" type="checkbox"/> PTO suggested wording for terminal disclaimer was unchanged. <input type="checkbox"/> Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.</p>						

PK#5002